

SENATE BILL 3929  
By Kyle

AN ACT to amend Tennessee Code Annotated, Sections 68-105-102, 68-105-106, 68-105-109 and 68-105-118, relative to blasting and explosives.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-105-102, is amended by adding the following as new, appropriately designated subsections:

( ) "ATF" means the Bureau of Alcohol, Tobacco, Firearms, and Explosives of the United States Department of Justice;

( ) "ATF letter of clearance" means a letter issued by the ATF which indicates that the holder of such letter has cleared a background check conducted by the ATF;

( ) "ATF permit or license" means the license or permit issued by the ATF and required by 18 U.S.C. § 842 for any person who intends to engage in business as an explosive materials importer, manufacturer, or dealer;

SECTION 2. Tennessee Code Annotated, Section 68-105-106, is amended by adding the following language as a new, appropriately designated subsection:

( ) No person applying for an initial registration or renewal of a registration as a blaster, limited blaster, handler or firm shall be eligible for registration without submitting a legible copy of the person's ATF letter of clearance, license or permit. The letter of clearance, license or permit must be current in accordance with ATF regulations; and SECTION 3. Tennessee Code

Annotated, Section 68-105-109(d), is amended by deleting the language “five hundred dollars (\$500)” and by substituting instead the language “ten thousand dollars (\$10,000)”.

SECTION 4. Tennessee Code Annotated, Section 68-105-118, is amended by adding the following language as a new, appropriately designated subsection:

( ) Any current registration as a blaster, limited blaster, handler or firm will automatically become invalid if the registrant’s ATF letter of clearance, license or permit is revoked or otherwise becomes invalid.

SECTION 5. For purposes of effectuating the intent of this act, the department of commerce and insurance is authorized to promulgate rules by public necessity pursuant to the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 6. This act shall take effect immediately upon becoming a law for the purposes of rulemaking and shall take effect on July 1, 2006, for all other purposes, the public welfare requiring it.